

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

|                                                      |   |                       |
|------------------------------------------------------|---|-----------------------|
| UNITED STATES SECURITIES<br>AND EXCHANGE COMMISSION, | x |                       |
|                                                      | : |                       |
|                                                      | : | CIVIL ACTION          |
|                                                      | : | 0:11-cv-00723-ADM-JSM |
| Plaintiff,                                           | : |                       |
|                                                      | : |                       |
| v.                                                   | : |                       |
|                                                      | : |                       |
| MARLON QUAN, et al.,                                 | : |                       |
|                                                      | : |                       |
| Defendants.                                          | : |                       |
|                                                      | x |                       |

**EXHIBITS TO PLAINTIFF SECURITIES AND EXCHANGE COMMISSION'S  
RESPONSE TO DEFENDANTS' MOTION TO EXCLUDE EXPERT  
TESTIMONY**

| EXHIBIT | DATE             | DOCUMENT                                                                       |
|---------|------------------|--------------------------------------------------------------------------------|
| 1       | January 7, 2013  | Expert Report of Michael Mayer                                                 |
| 2       | May 9, 2013      | Excerpts from Deposition Transcript of Michael Mayer                           |
| 3       | December 7, 2012 | Excerpts from Deposition Transcript of Jeffrey Marshall                        |
| 4       | January 7, 2013  | Plaintiff's Expert Disclosures Pursuant to Fed. R. Civ. P. 26(a)(2)(B) and (C) |

Respectfully submitted,

Dated: July 11, 2013

s/ John E. Birkenheier

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